



UNITED STATES PATENT & TRADEMARK OFFICE
UNDER SECRETARY OF COMMERCE FOR
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UNITED STATES PATENT AND TRADEMARK OFFICE
Washington, D.C. 20231

MAILED

Texas Instruments Incorporated
P.O. Box 655474
Dallas, TX 75265

NOV 14 2002

DIRECTOR'S OFFICE
TECHNOLOGY CENTER 3600

In re Application of
Roy I. Edenson et al
Application No. 09/170,864
Filed: October 13, 1998
For: SECURE DISTRIBUTION
OF DIGITAL DATA

: DECISION ON PETITION
: TO WITHDRAW THE
: HOLDING OF ABANDONMENT

This is in reply to applicant's petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office on September 3, 2002. There is no fee for this petition.

The petition is **GRANTED**.

A review of the file record indicates that a Final Office action was mailed on November 26, 2001 wherein a three-month shortened statutory period for response was set. A request for reconsideration was filed on February 19, 2002. That request was not found persuasive in the Advisory Action mailed March 8, 2002. An Appeal Brief was filed on May 13, 2002. An Advisory Action mailed July 18, 2002 indicated that the filing of the Appeal Brief without the Notice of Appeal was improper. The application was held abandoned in the Notice of Abandonment mailed July 18, 2002 for failure to file the Notice of Appeal.

Applicant's petition includes a copy of the Notice of Appeal bearing a Certificate of Mailing date of February 27, 2002 signed by Charles A. Brill. The petition includes a statement by Charles A. Brill attesting to the personal knowledge of mailing the correspondence on February 27, 2002. This is acceptable evidence that a timely response was filed.

Since a timely response to the Office letter was filed, the holding of abandonment is withdrawn and the application is restored to pending status. The application is being forwarded to the Supervisory Legal Instruments Examiner for entry of the Notice of Appeal and then to the Primary Examiner for prompt action on the Appeal Brief.

Telephone inquiries relative to this decision should be directed to Special Programs Examiner Kenneth J. Dorner at (703) 308-0866.

Kenneth J. Dorner
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Patent Technology Center 3600
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kjd: 11/8/02